

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Substantively
Consolidated SIPA Liquidation of Bernard L. Madoff
Investment Securities LLC and Bernard L. Madoff,

Plaintiff,

v.

PHILIP F. PALMEDO,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

Adv. Pro. No. 10-04749 (SMB)

**ORDER SETTING DEADLINES FOR TRUSTEE'S MOTION FOR SUMMARY
JUDGMENT AND DEFENDANT'S CROSS-MOTION TO DISMISS
FOR LACK OF SUBJECT MATTER JURISDICTION**

THIS MATTER having been scheduled for a Local Rule 7056-1(a) pre-motion conference on July 29, 2020 at 10:00 A.M. before the Court; and the Plaintiff having filed a letter, dated July 9, 2020, requesting a Local Rule 7056-1(a) pre-motion conference and permission to file a motion for summary judgment (ECF No. 93); and the Plaintiff having filed a second letter, dated July 27, 2020, updating the Court on the status of this adversary proceeding (ECF No. 95); and the Court having scheduled a Local Rule 7056-1(a) pre-motion conference in this matter for July 29, 2020

at 10:00 A.M. (the “Conference”); and counsel for the Plaintiff and counsel for the Defendant having appeared at the Conference and having made oral arguments on the issues raised in Plaintiff’s letters; and the Court, upon due consideration of Plaintiff’s letters and the arguments raised at the Conference, having issued a bench ruling at the conclusion of the Conference; and the Court having directed the Plaintiff’s counsel to submit an order consistent with the bench ruling issued at the Conference, it is hereby:

ORDERED, that the Trustee shall file his motion for summary judgment on or before August 28, 2020; and it is further

ORDERED, that Defendant shall file his combined opposition to the Trustee’s motion for summary judgment and cross-motion to dismiss for lack of subject matter jurisdiction on or before October 2, 2020; and it is further

ORDERED, that the Trustee shall file his combined reply in further support of his motion for summary judgment and opposition to Defendant’s cross-motion to dismiss for lack of subject matter jurisdiction on or before October 23, 2020; and it is further

ORDERED, that Defendant shall file his reply in further support of his cross-motion to dismiss for lack of subject matter jurisdiction on or before October 30, 2020; and it is further

ORDERED, that this Court may enter sanctions, including judgment against any party, that fails to comply with this Order.

Dated: July 30, 2020
New York, New York

/s/ **STUART M. BERNSTEIN**
HON. STUART M. BERNSTEIN
UNITED STATES BANKRUPTCY JUDGE